



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: WATANABE, Yasuyuki, et al.

Group Art Unit: 1752

Serial No.: 10/660,761

Examiner: B L Gilliam

Filed: September 12, 2003

P.T.O. Confirmation No.: 5998

For: **HEAT-SENSITIVE LITHOGRAPHIC PRINTING PLATE AND IMAGE  
FORMING METHOD**

DECLARATION UNDER 37 CFR 1.132

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
Sir:

I, Yasuyuki Watanabe, a citizen of Japan, hereby declare and state:

(1) I am familiar with the Office action dated February 23, 2005, in the above-referenced application.

(2) I am familiar with the rejection of claims 1-8 under 35 U.S.C. 102(e) as anticipated by Watanabe et al. (U.S. 6,509,133 B1), in paragraph no. 6 of the Office action.

(3) Two of the inventors of Watanabe et al. (U.S. 6,509,133 B1), Yasuyuki Watanabe and Naohito Saito, are two of the four inventors of the present application, as shown on the Declaration of the present application.

(4) Mssrs. Yasuyuki Watanabe and Naohito Saito were the inventors of Example 1 in Watanabe et al. '133, and this Example was not invented by the other inventors in Watanabe et al. (U.S. 6,509,133 B1). Example 1 of Watanabe et al. '133 is relied on in the rejection over Watanabe et al. '133 in the present Office action. Therefore, the disclosure relied upon in the present rejection was the invention of two of the inventors of the present application, and was not "by another."

The undersigned declares that all statements made herein of his/her own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 of the United States Code and that willful false statements may jeopardize the validity of the application or any patent issued thereon.

Signed this 13 day of May, 2005

Yasuyuki Watanabe

Yasuyuki Watanabe